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12 LLC

13 (Additional counsel listed on signature page)

14  
15 **UNITED STATES DISTRICT COURT**  
16 **NORTHERN DISTRICT OF CALIFORNIA**  
17 **OAKLAND DIVISION**

18 JUST FILM, INC.; RAINBOW BUSINESS  
19 SOLUTIONS, D/B/A PRECISION TUNE  
20 AUTO CARE; BURLINGAME MOTORS,  
INC.; DIETZ TOWING, INC.; THE ROSE  
21 DRESS, INC.; VOLKER VON  
GLASENAPP; JERRY SU; VERENA  
22 BAUMGARTNER; TERRY JORDAN;  
ERIN CAMPBELL; AND LEWIS BAE on  
23 behalf of themselves, the general public and  
those similarly situated,

24 Plaintiffs,

25 v.

26 MERCHANT SERVICES, INC.;  
27 NATIONAL PAYMENT PROCESSING;  
UNIVERSAL MERCHANT SERVICES  
28 LLC; UNIVERSAL CARD, INC.; JASON  
MOORE; NATHAN JURCZYK; ROBERT

Case No. CV 10-01993 CW

**STIPULATION AND [PROPOSED]  
ORDER, PURSUANT TO CIVIL  
LOCAL RULE 6-2(a), TO CONTINUE  
CASE MANAGEMENT CONFERENCE  
FROM MAY 31, 2011 TO JUNE 2, 2011**

1 PARISI; ERIC MADURA; FIONA  
2 WALSH; ALCYN ROY; MBF LEASING  
3 LLC; NORTHERN FUNDING LLC;  
4 NORTHERN LEASING SYSTEMS, INC.;  
5 GOLDEN EAGLE LEASING LLC; LEASE  
6 SOURCE-LSI, LLC; LEASE FINANCE  
7 GROUP, LLC; JAY COHEN; LEONARD  
8 MEZEI; SARA KRIEGER; BRIAN  
9 FITZGERALD; SAM BUONO; MBF  
10 MERCHANT CAPITAL, LLC; RBL  
11 CAPITAL GROUP, LLC; WILLIAM  
12 HEALY; JOSEPH I. SUSSMAN; JOSEPH I.  
13 SUSSMAN, P.C.; AND SKS ASSOCIATES,  
14 LLC,

15  
16 Defendants.

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18 AND RELATED ACTIONS.  
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1           **WHEREAS**, on March 4, 2011, the Court continued the case management conference in  
2 this matter from March 31, 2011 to May 31, 2011 at 2:00 p.m. (Order (Dkt. No. 200, entered Mar.  
3 4, 2011), at 5);

4           **WHEREAS**, on April 28, 2011, defendant SKS Associates, LLC moved to compel  
5 arbitration (Dkt. No. 253, filed Apr. 28, 2011), the hearing on which is set for June 2, 2011 at  
6 2:00 p.m.;

7           **WHEREAS**, on May 3, 2011, the Court continued to June 2, 2011 at 2:00 p.m. the  
8 hearings on plaintiffs' motion for preliminary injunction and defendants Universal Card, Inc.,  
9 National Payment Processing, Inc. and Jason Moore's motion to compel arbitration (Order (Dkt.  
10 No. 258, filed May 3, 2011), at 2);

11           **WHEREAS**, to save travel expenses and reduce environmental harm, the parties believe  
12 it is appropriate to consolidate the above events by continuing the case management conference to  
13 June 2, 2011, so the parties appearing for the motion hearings on June 2, 2011 do not have to  
14 appear separately for the case management conference; and

15           **WHEREAS**, the proposed two-day continuance would have no effect on any other dates  
16 presently scheduled in this case.

17           **NOW, THEREFORE, IT IS HEREBY STIPULATED**, by and between the  
18 undersigned parties, through their respective counsel of record, pursuant to Civil Local Rule 6-  
19 2(a), that the case management conference in this matter, currently set for May 31, 2011 at 2:00  
20 p.m., should be continued to June 2, 2011 at 2:00 p.m.

1 May 17, 2011

JONES DAY

2  
3 By: /s/ Cary D. Sullivan  
4 Cary D. Sullivan

5 Attorneys for defendants Merchant Services,  
6 Inc., Universal Card, Inc., National Payment  
7 Processing, Inc., Jason Moore, Eric Madura,  
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9 Universal Merchant Services, LLC

10 May 17, 2011

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26 Dietz Towing, Inc., The Rose Dress, Inc.,  
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1 May 17, 2011

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18 May 17, 2011

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1 May 17, 2011

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10 By: /s/ John M. Heaphy

11 John M. Heaphy

12 Attorneys for defendants MBF Merchant  
13 Capital, LLC and William Healy

14  
15 Pursuant to Civil Local Rule 6-2(a), and **GOOD CAUSE APPEARING THEREFOR**,  
16 the case management conference in this matter is hereby continued to June 2, 2011 at 2:00 p.m.

17 **IT IS SO ORDERED.**

18  
19 DATED: 5/19/2011

20   
THE HONORABLE CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE

21 I, Cary D. Sullivan, am the ECF user whose ID and password are being used to file this  
22 document. In compliance with section X(B) of General Order 45, I hereby attest that Adam  
23 Gutride, Jennifer Nigro, Matthew Wegner and John Heaphy concurred in this filing.

24 /s/ Cary D. Sullivan

25 IRI-20501v1